

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Mines & Geology – Certain irregularities committed by Sri R. Golla Assistant Director of Mines & Geology, Vijayawada in execution of the lease deed of Madduru Sand Reach, Kankipadu Mandal, Krishna District -Placed under suspension – Revocation of suspension – Reinstatement into service pending enquiry and posting in non-focal post – Orders - Issued.

INDUSTRIES & COMMERCE (MINES-I) DEPARTMENT

G.O Rt. No. 309

Dated: 01.06.2011.

Read the following:-

1. From the Director of Mines & Geology, File. No. 16718/R9/2009, dated 15.11.2010.
2. G.O.Rt. No. 719, Ind. & Com. (M.I) Dept., dated 19.11.2010.
3. G.O.Rt. No. 69, Ind. & Com. (M.I) Dept., dated 03.02.2011.
4. U.O Note No. 16826/M.I(1)/2010, dated 07.02.2011.
5. Explanation of Sri R. Golla, dated. Nil. received on 16.03.2011.
6. Representation of Sri R. Golla, dated Nil received on 18.03.2011

ORDER:

Whereas in the reference 1st read above, the Director of Mines & Geology, has informed that, Sri R. Golla, Assistant Director of Mines & Geology, Vijayawada while granting non- operation period to the lessee for Madduru Sand reach, Kankipadu Mandal, Krishna District, did not explain the Rule position to the DLSC, i.e that for granting any such non-operation period, the Competent Authority is the Government. He then simply, based on the factual notes submitted to the DLSC, granted the non-operation period to the lessee, thereby causing a loss of `92,67,986/- to the Government. The DM&G has requested the Government to issue necessary orders in the matter;

2. Whereas, in the reference 2nd read above, Sri R. Golla, Assistant Director of Mines & Geology, Vijaywada was placed under suspension pending initiation of disciplinary proceedings;

3. Whereas, in the reference 3rd read above, articles of charges were framed against Sri R. Golla, ADM&G (u/s) under Rule 20 of APC (CC&A) Rules, 1991;

4. Whereas, in the reference 4th read above, the Vigilance & Enforcement Department was requested to conduct enquiry on certain issues as per the directions, dated 03.02.2011 of the Hon'ble High Court in W.P No. 24313 and 24999 of 2010;

5. Whereas, in the reference 5th read above, Sri R. Golla, ADM&G (U/s) has submitted his explanation with reference to the articles of charges framed against him;

6. Whereas, in the reference 6th read above, Sri R. Golla, ADM&G (U/s) has submitted a representation stating among others that, in Madduru Sand reach, the Hon'ble High Court in W.P.No.2861/2010 dated 4.2.2010 directed him to consider the request made by the Lessee in his representation dated 18.11.2009. In the said W.P, the only respondent was the ADM&G who got direction to consider the representation and dispose off the same within 3 weeks from the date of receipt of the orders. In order to avoid the contempt proceedings etc., he has submitted a detailed note to the District Level Sand Committee. He further stated that, the Lessee has paid the Seigniorage fee of `92,67,986/- for the non-operation period. Hence, there is no loss of revenue to the Government. He requested to revoke the suspension order and reinstate him into service and also drop the charges framed against him.

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5. Government, after careful examination of the matter, decided that, the matter has been entrusted to Vigilance & Enforcement Department for detailed enquiry. The individual has submitted his written statement of defence in response to the charges framed against him. On completion of the enquiry by the Vigilance & Enforcement Department, the report of Vigilance & Enforcement Department has to be examined with reference to the written statement of defence of the individual to establish the culpability of the official. Hence, continuing the individual under suspension for all this long time is not desirable, keeping in view the meagre strength of the officials in the Mines & Geology Department. Therefore, in exercise of the powers conferred by clause (c) of sub rule (5) of Rule 8 of APCS (CC&A) Rules 1991, hereby revoke the suspension of Sri R. Golla, ADM&G, Vijayawada pending enquiry against him, and direct the Director of Mines & Geology, Hyderabad to post him to a far off place in non-focal post.

6. The Director of Mines & Geology, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RANJEEV R. ACHARYA,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri R. Golla Assistant Director of Mines & Geology
through the Director of Mines & Geology, Hyderabad.
The Director of Mines & Geology, Hyderabad.
Copy to:-
The Govt. Pleader for I&C, AP High Court, Hyderabad.
The O.S.D . to Minister (M&G).
Sf/SC.(C. No. 16822/M.I(1)/2010)

//FORWARDED::BY ORDER//

SECTION OFFICER